

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE:

LUIS ORLANDO ESTERAS CINTRON
DEBTOR

CASE NO. 16-01134/ESL

CHAPTER 13

APPLICATION FOR AUTHORIZATION TO RETAIN COUNSEL

TO THE HONORABLE COURT:

COMES NOW, LUIS ORLANDO ESTERAS CINTRON, debtor in the above captioned case, through the undersigned attorney, and respectfully states and prays as follows:

1. Debtor filed the instant case on February 17 2016.

2. Debtor desires and requires the employment of Ruben Torres Davila, Esq., as case lead Counsel, in order to continue to litigate an action commenced in State court by debtor in the civil case of *Luis Orlando Esteras Cintrón; Valerie Esteras Peres; at als vs. Autoridad de Carreteras y Transportación de Puerto Rico; et als.*, in order to litigate possible claims against that defendant(s) and /or any insurance agencies.

3. Debtor believes that because Ruben Torres Davila, Esq., has already been litigating in debtor's representation in this Civil action brought by debtor, it would be in the best interests of all parties that he continues representing debtor in the matter related to *Luis Orlando Esteras Cintrón; Valerie Esteras Perez; at als.vs Autoridad de Carreteras y Transportación de Puerto Rico; et als.*, [Civil Case No. E2CI2014-00620]. Debtor feels that Ruben Torres Davila, Esq. is qualified to render the foregoing services.

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4. The professional services that Ruben Torres Davila, Esq., would perform are summarized as follows:

- a) To prepare motions, pleadings, and other legal documents necessary in the litigation of any claims in favor of debtor.
- b) To represent debtor in any negotiations with defendant or any insurance agencies.
- c) To render legal counseling, legal opinions, prepare legal documents when deemed necessary and/or advisable, as these may relate to any claims initiated against defendant and/or any insurance agencies or in favor of debtor.

5. Based upon the Declaration attached hereto and marked as Exhibit #1, debtor believes that Ruben Torres Davila, Esq. does not hold or represents any interests adverse to the debtor or the debtor's estate and is a disinterested person within the meaning of 11 U.S.C. §101(13); and to the best of debtor's knowledge, he is not related or otherwise connected with the debtor, debtor's counsel or the United States Trustee, or any person employed by the Office of the United States Trustee, or any other party in interest.

6. Debtor has been informed that the normal billing rate of said attorney in this case is 33% of the proceeds ("contingency basis") as imposed upon defendants by the Puerto Rico Court of First Instance, or agreed upon with defendants in the event that the above mentioned litigation is settled, plus any reimbursement of outstanding cost and expenses.

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Debtor discussed with Ruben Torres Davila, Esq. his availability to be employed as special counsel in this case and to perform the services required.

7. Ruben Torres Davila, Esq., represented debtor prior to the bankruptcy petition, and no claim is being made against the estate for prior services and there are no outstanding bills or invoices to be paid to him.

8. Ruben Torres Davila, Esq., also discloses that he has no agreement to share compensation or reimbursement to be received in this case with any person or entity, that I will amend this statement immediately upon the learning that: (a) any of the representations made herein are incorrect, or (b) there is any change of circumstance relating thereto, and that I have reviewed the provisions of LBR 2016-1.

WHEREFORE it is respectfully requested that debtor be authorized to employ Ruben Torres Davila, Esq., as case lead Counsel, to render the services as described in the foregoing application, with compensation to be paid at the end of the civil case.

I HEREBY CERTIFY that this motion was filed with the Court using the CM/ECF filing system which will send notice of same to all CM/ECF participants, including the Chapter 13 Trustee and the US Trustee's Office; I also certify that a copy of this motion has been sent to creditors and all parties in interest (non CM/ECF participants) as per matrix attached.

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RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico this 04th day of October, 2016.

/s/Ruben Torres Dávila
RUBEN TORRES DAVILA, ESQ.
URB. PARADIS
D-3 BALDORIOTY STREET
CAGUAS PR 00725

/s/Roberto Figueroa Carrasquillo
ROBERTO FIGUEROA-CARRASQUILLO
USDC-PR #203614
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IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE

LUIS ORLANDO ESTERAS CINTRON

DEBTOR

CASE NO. 16-01134/ESL

CHAPTER 13

DECLARATION

I, Ruben Torres Davila, Esq., declare:

1. That I am an attorney duly admitted to practice before all the Courts of the Commonwealth of Puerto Rico.

2. That I am the attorney for debtor in Civil Case No. E2CI2014-00620 *Luis Orlando Esteras Cintron; Valerie Esteras Perez; et als. vs. Autoridad de Carreteras y Transportación de Puerto Rico; et als.* and I am the attorney debtor is seeking to employ by the application to which this Declaration is attached as Exhibit #1.

3. That I have experience in general civil law and civil litigation and I am qualified to represent debtor as counsel, and I am willing to accept employment on the basis set forth in the annexed application.

4. That my office is located at Urb. Paradis, D-3. Baldorioty Street, Caguas Puerto Rico 00725.

5. That to the best of my knowledge I hold no interest adverse to the above entitled estate and I am a disinterested person as defined in 11 U.S.C. §101(13), nor am I, to the best of my knowledge, related or otherwise connected with debtor, the United States Trustee, debtor, the United States Trustee, debtor's counsel or any person employed by the Office of the United States Trustee other party in interest.

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Caso no. 16-01134/ESL13

6. That there is no agreement to share any compensation or reimbursement to be received by any person or entity, that I will amend this statement immediately upon the learning that: (a) any of the representations made herein are incorrect, or (b) there is any change of circumstance relating thereto, and that I have reviewed the provisions of LBR 2016-1.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico this 12 day of Sept., 2016.



RUBEN TORRES DAVILA, ESQ.
CALLE 7793
URB PARADIS CALLE BALDORIOTY D-3 (ALTOS)
CAGUAS PR 00725
TEL. 787-249-6605

CURRICULUM VITAE RESUME

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Oficina Legal Actual
Calle Baldorioty D-3
Urb. Paradis, Caguas P.R. 00725
r.torresdavila@gmail.com

HISTORIAL PROFESIONAL

2010 - Presente	Abogado- Notario. Oficina Propia
2002-2010	Juez Primera Instancia Superior Caguas (Juez Administrador Regional)
Julio 1, 2001 - Junio 30, 002	Juez Primera Instancia Fajardo (Juez Administrador Regional)
Julio 1999 - Junio 2001	Juez Primera Instancia Superior Caguas
Enero 1999 - Junio 30, 1999	Juez Primera Instancia Superior Guayama
Nov. 1992 - Dic. 1998	Juez Administrador Subsección Distrito Sala Caguas
Julio 1990	Juez Administrador Subsección Distrito Vieques
Octubre 1992	Juez Administrador Subsección Distrito Fajardo
Julio 1985 - Junio 1990	Juez Municipal Regional Guayama Juez Municipal Humacao, Las Piedras
Enero 1984 - Junio 1985	Bufete Propio-Abogado Notario

HISTORIAL ACADEMICO

Agosto 1980 - Mayo 1983	Grado Juris Doctor Universidad Católica de Puerto Rico
Agosto 1976 - Mayo 1979	Bachillerato Artes (Pre-Legal) Universidad de Puerto Rico (Grado Especial Mayor en Filosofía)

CIVISMO

1983 - Presente	Colegiado del Colegio de Abogados de Puerto Rico (Col. #9023)
1989 - 1990	Presidente Club de Leones de San Lorenzo
1992	Receptor Proclama Valor de San Lorenzo, Hon. Víctor Figueroa Orozco, Alcalde
2000 - Presente	Socio Caguas Country Club de Caguas Vicepresidente Pabellón del Deporte Samaritano San Lorenzo

FOROS Y TRABAJOS

1983	El Registro en las Fronteras de Aeropuerto (Estudiante Escuela Derecho Universidad Católica) Segundo Premio
2001	Charla sobre aspectos técnicos nueva Ley de Tránsito, Ley # 22 del 7 de enero de 2000 (Delegación abogados Caguas)
2004 - 2005	Miembro de la Comisión del Tribunal Supremo como Conferenciante Panelista sobre el Nuevo Código Penal 2004; Adiestrando Jueces de Puerto Rico Sobre Nuevo Código Penal
2001 - 2010	Miembro Consejo Asesor del Presidente del Tribunal Supremo de Puerto Rico
2002 - 2010	Recurso de la Academia Judicial en área de derecho Penal y de Administración de Región Judicial para Jueces de Nuevo Nombramiento y otros
1995 - 2010	Juez a cargo de presidir juicios y/o procesos de alto Interés Público y/o complejidad. P vs. Manuel Higgins (VP) (Corrupción y F.E.I.) P vs. Marcano Parrilla (vista nuevo juicio) 2000 JTS 181, 2006 TSPR 136 (Asesinato Primer Grado) P vs. Man Sharma (2003JTS165) (Agresión Sexual) P vs. Pesquera y otros (motín) P vs. Sergio Peña Closs (Ley 54) P vs. Javier Pagán Cruz (Policía Humacao) (Ases. Primer Grado)

2006	P vs. Colón y Guzmán (Agresión Sexual) Otros. Distinción Especial como Juez Excepcionalmente Cualificado tanto en funciones judiciales como Administrativas en Puerto Rico
2008	Distinción especial como Juez excepcionalmente Cualificado tanto en funciones judiciales como Administrativas en Puerto Rico
2010-2011	Recurso de la academia Judicial OAT en Materia de Ética Judicial para Jueces
2010-2012	Asignación especial del Tribunal Supremo como Comisionado en Controversias Éticas de Abogados
2011-2012	Profesor invitado Derecho Penal Universidad del Turabo

Label Matrix for local noticing
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Case 16-01134-ESL13
District of Puerto Rico
Old San Juan
Tue Oct 4 11:54:37 AST 2016

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